

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	4:05CR3118
v.)	
)	
MICHAEL J. KLUVER)	
)	ORDER
Defendant.)	
_____)	
)	

IT IS ORDERED:

1. Defendant Kluver's motion to continue trial, filing 28, is granted, and trial of this matter is continued to 9:00 a.m., March 20, 2006, before the Honorable Richard G. Kopf in Courtroom 1, United States Courthouse and Federal Building, 100 Centennial Mall North, Lincoln, Nebraska. Jury selection will be held at commencement of trial.

2. The court finds that the ends of justice will be served by granting such a motion, and outweigh the interests of the public and the defendant in a speedy trial, and the additional time arising as a result of the granting of the motion, the time between January 18, 2006 and March 20, 2006 shall be deemed excludable time in any computation of time under the requirements of the Speedy Trial Act, for the reason that new counsel requires additional time to adequately prepare the case, taking into consideration due diligence of counsel, the novelty and complexity of the case, and the fact that the failure to grant additional time would result in a miscarriage of justice.
18 U.S.C. § 3161(h)(8)(A) & (B).

DATED this 18th day of January, 2006.

BY THE COURT:

s/ *David L. Piester*

David L. Piester
United States Magistrate Judge